

1 MINUTES OF MIFFLINBURG BOROUGH COUNCIL

2 June 21, 2022

3
4 PRESENT ABSENT

5	Richard J. Fry, Council President	X
6	Matthew C. Wagner, Vice President	X
7	Jarred R.W. Fry, Council Member	X
8	Beverly L. Hackenberg, Council Member	X
9	Ellie K. Kreisher, Council Member	X
10	Bradley M. Sauers, Council Member	X
11	David M. Cooney, Mayor	X
12	Jeffrey L. Hackenburg, Chief of Police	X
13	Thomas A. Burkhart, Solicitor	X
14	Margaret A. Metzger, Borough Manager	X
15	Robert M. Rowe, Borough Project Manager	X
16	Misty L. Ross, Assistant Secretary	X

17
18 The regular meeting of Mifflinburg Borough Council was called to order at 6:30 PM.

19
20 Visitors present at this meeting were Molly Kerstetter and Lance Miller.

21
22
23 Motion by: Matthew C. Wagner

24 Second by: Bradley M. Sauers

25
26 **MOTION: To approve the minutes of the Tuesday, May 17, 2022 regular meeting of Mifflinburg**
27 **Borough Council.**

28
29 Approved via unanimous voice vote.

30
31
32 Motion by: Jarred R.W. Fry

33 Second by: Matthew C. Wagner

34
35 **MOTION: To approve payment of Bill List # 2022-06 in the amount of \$818,681.88.**

36
37 Yes – Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. R. Fry

38
39 No – None

40
41
42 Ms. Molly Kerstetter, Park/Pool Director, introduced herself and thanked Borough Council for all their
43 support this far and for reimbursing and paying for her lifeguard instructor certification. A lifeguard
44 course was held last weekend, June 10-12, 2022 and seven (7) new lifeguards have been certified.

45
46 Ms. Kerstetter began with providing Borough Council with an update on the status of Water Safety
47 Instructor (WSI) Training and Swim Lessons. Ms. Kerstetter reported that seven (7) lifeguards have
48 enrolled in the American Red Cross - WSI Course. Upon successful completion of the WSI class,
49 participants will receive American Red Cross WSI certificate valid for 2 years, which will allow them to
50 teach all of the courses presented in the Swimming and Water Safety Program to all age groups; from
51 Parent and Child Aquatics, Preschool Aquatics, Learn-to-Swim Levels 1 to 6 and Adult Swim. The WSI
52 Course is scheduled to be held on Thursday, June 29, 2022 and Friday, June 30, 2022, and luckily the
53 Kiwanis has agreed to help pay for those classes for the lifeguards. Contingent upon the lifeguards
54 successfully completing the WSI class and being certified, they're hoping that Swim Lessons will be
55 held as follows:

56
57 Levels 1-6:

58 1st Session – July 11, 2022 to July 22, 2022

59 2nd Session – July 25, 2022 to August 5, 2022

60
61 Two (2) Timeslots each Session: 11:00 AM – 11:45 AM
62 11:45 AM – 12:30 PM

63
64 *** Swim Lesson Sign-ups will be held on Saturday, July 2, 2022 at 10:00 AM in person at the
65 Mifflinburg Community Park or done via phone beginning at 12:00 PM.

66 Ms. Kerstetter informed Borough Council that the Mifflinburg Community Swimming Pool may need to
67 close on Thursday, June 29, 2022 and Friday, June 30, 2022 for WSI training due to the limited number
68 of lifeguards available to work.

69
70 Ms. Kerstetter continued with providing Borough Council with an update on the status of Pool Rentals.
71 Ms. Kerstetter recommended that Pool Rentals be held during the following two (2) timeslots: 7:30 PM -
72 9:00 PM or 8:00 PM - 9:30 PM, as done in previous years at the pool. Ms. Kerstetter reported that as far
73 as staffing goes, and how many certified lifeguards are required, the PA laws are very vague. In
74 accordance with the PA Public Bathing Places Lifeguard requirements, you must have at least one (1)
75 lifeguard per 4,000 sq. ft. surface area of water; however, it doesn't take into account the shape or depth
76 of the pool. The American Red Cross only states that each guard has to be able to get to each patron
77 within their zone with thirty (30) seconds which is also sort of vague depending on how fast you are.
78 Ms. Kerstetter stated that in looking at other states, she thinks that she's most comfortable with about
79 five (5) lifeguards/100 patrons for parties.

80
81 Ms. Kerstetter announced that Mr. Mason Bollinger has recently resigned from his position as the
82 Assistant Park Director at the Mifflinburg Community Park/Pool and requested that her salary be
83 increased to compensate for additional hours and responsibility being incurred due to the recent
84 resignation, at the rate she was hired at. Ms. Kerstetter clarified that her salary was based on a minimum
85 of 35 hrs. /week, which if you do the math that put her at about \$14.00/hr. Since the Assistant Park
86 Director left, she has been working over 50 hrs. /week, which puts her at about \$10.00/hr. which is less
87 than the lifeguards make. A lengthy discussion was held; Mr. R. Fry deferred this matter to executive
88 session to be discussed further.

89
90 Mr. R. Fry inquired if a motion was required to close the Mifflinburg Community Swimming Pool on
91 Thursday, June 29, 2022 and Friday, June 30, 2022 for WSI Training. Mrs. Metzger clarified that
92 Borough Council action would be required to close the Mifflinburg Community Swimming Pool.

93
94 Motion by: Jarred R.W. Fry
95 Second by: Bradley M. Sauers

96
97 **MOTION: To close the Mifflinburg Community Swimming Pool on Thursday, June 29, 2022 and**
98 **Friday, June 30, 2022 for Water Safety Instructor (WSI) Training.**

99
100 Approved via unanimous voice vote.

101
102
103 Mr. Lance Miller informed Borough Council that since the Tuesday, June 7, 2022 Borough Work
104 Session he met with PennDOT to discuss parking signs on Chestnut Street and he would encourage
105 Borough Council to approve the quotes received.

106
107
108 Motion by: Matthew C. Wagner
109 Second by: Bradley M. Sauers

110
111 **MOTION: To approve the Mifflinburg Borough Zoning Report for May 2022 and authorize**
112 **payment to the Central Keystone Council of Governments (CK-COG) in the amount of \$2,752.16.**

113
114 Yes – Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mr. R. Fry

115
116 No – None

117
118
119 Mr. Burkhart reminded Borough Council that they took action at the Tuesday, April 19, 2022 regular
120 Borough Council meeting to approve the Borough of Mifflinburg AMP Member Mutual Aid Agreement
121 between the Borough of Mifflinburg, American Municipal Power, Inc. (AMP), and other participating
122 members of AMP. Mr. Burkhart reported that Resolution No. 2022-22; Executing a Mutual Aid
123 Agreement with interstate and intrastate participating Municipal Electric Systems, in order to be able to
124 receive and provide mutual assistance during times of emergencies through the interchange and use of
125 personnel and equipment has been prepared. A copy of the resolution has been included in the
126 information tonight for Borough Council review. This resolution authorizes and directs the Borough
127 Council President, Mr. Richard J. Fry, to execute the Mutual Aid Agreement. Borough Council action
128 is requested to adopt this resolution.

129
130

131 Motion by: Bradley M. Sauers
132 Second by: Ellie K. Kreisher

133

134 **MOTION: To adopt Resolution 2022-22; Executing a Mutual Aid Agreement with interstate and**
135 **intrastate participating Municipal Electric Systems, in order to be able to receive and provide**
136 **mutual assistance during times of emergencies through the interchange and use of personnel and**
137 **equipment.**

138

139 Approved via unanimous voice vote.

140

141

142 Chief Hackenburg announced that the Mifflinburg Civil Service Commission (CSC) met on Friday, June
143 17, 2022 to revise the Civil Service Rules and Regulations pertaining to the promotion process.
144 Borough Council action is requested to adopt Resolution No. 2022-23; Amending the Civil Service
145 Rules and Regulations of the Borough of Mifflinburg to amend Section 1-425; Sub-Section 3A “Written
146 Examinations” relating to written examinations for promotion and Section 1-425; Sub-Section 4A
147 “Written Examinations” and 4B “Oral Examinations” relating to written and oral examinations for
148 promotion. A copy of the resolution has been included in the information tonight for Borough Council
149 review. This resolution will eliminate the need for the Pennsylvania Chief of Police Association (PCPA)
150 to administer a written examination for promotion to “The Commission shall administer or may appoint
151 an agency or a qualified individual to administer a written examination...”. The revision will also lower
152 the PASS/FAIL rate for both the written and oral examinations for promotion from 80% to 70%, which
153 is more in line with other local department standards. Currently, our 80% standard is the highest in the
154 area. The revision has been reviewed and approved by the Borough’s Labor Attorney, Mr. Langdon
155 Ramsburg at McNees Wallace & Nurick LLC.

156

157 Motion by: Bradley M. Sauers
158 Second by: Matthew C. Wagner

159

160 **MOTION: To adopt Resolution 2022-23; Amending the Civil Service Rules and Regulations of the**
161 **Borough of Mifflinburg to amends Section 1-425; Sub-Section 3A “Written Examinations”**
162 **relating to written examinations for promotion and Section 1-425; Sub-Section 4A “Written**
163 **Examinations” and 4B “Oral Examinations” relating to written and oral examinations for**
164 **promotion.**

165

166 Approved via unanimous voice vote.

167

168

169 Mrs. Metzger reminded Borough Council that they took action at the Tuesday, April 19, 2022 regular
170 Borough Council meeting to grant Berks Homes an additional ninety (90) day extension to utilize the
171 three (3) Sewer EDUs that were issued June 28, 2021 for 10 Oak Avenue, 16 Oak Avenue, and 18 Oak
172 Avenue. Mrs. Metzger reported that she has received an email from Ms. Pam Hertz, Office Manager at
173 Berks Homes, which reads as follows:

174

175 Sorry for the delay in getting this to you.

176

- 177 • Lot #8 we are planning on starting 6.28.22 and will be using the EDU that is in place.
- 178 • We would like to switch Lot #9 and Lot #10 EDU’s to Lot #16 and Lot #17 which is a
179 duplex building that we sold. We are currently in the permitting process and hope to have
180 everything ready to start the build in the next two/three weeks.
- 181 • Lot #10’s EDU will hopefully be transferred to the duplex building. Lot #10 sold last
182 week so I have attached a new EDU application. This home is slated to dig in September.
- 183 • Attached are two new EDU applications for Lot #16 and #17 in the event the transfer of
184 EDU’s to these lots is not approved. These home are starting before the July meeting.

185

186 Please let me know if this makes sense. Thanks again for all your help.

187

188 Pam Hertz
189 Office Manager, Central Region

190

191 A copy of the email and attached correspondences has been included in the information tonight.
192 Borough Council consideration is requested on this request.

193

194

195 Mr. Burkhart advised Borough Council that even if they were to allow Berks Homes to transfer the two
196 (2) Sewer EDUs that were issued June 28, 2021, the terms would remain the same which they wouldn't
197 make the June 30, 2022 deadline. A lengthy discussion was held; Mrs. Metzger recommended that
198 Borough Council take action to allow Berks Homes to return the two (2) Sewer EDUs that were issued
199 June 28, 2021 for Lot #9 - 16 Oak Avenue and Lot #10 - 18 Oak Avenue, without assessment of the
200 penalty; and then allocate three (3) sewer EDUs to Berks Homes for Lot #16 - 25 Oak Avenue, Lot #17 -
201 23 Oak Avenue, and Lot #10 - 18 Oak Avenue.

202

203 Motion by: Ellie K. Kreisher

204 Second by: Matthew C. Wagner

205

206 **MOTION: To allow Berks Homes to return the two (2) Sewer EDUs that were issued June 28,**
207 **2021 for Lot #9 - 16 Oak Avenue and Lot #10 - 18 Oak Avenue, without assessment of the penalty;**
208 **and to allocate three (3) sewer EDUs to Berks Homes for Lot #16 - 25 Oak Avenue, Lot #17 - 23**
209 **Oak Avenue, and Lot #10 - 18 Oak Avenue.**

210

211 Approved via unanimous voice vote.

212

213

214 Mrs. Metzger announced that the Borough has received a 'Thank You' letter from Mr. Johnny Blake,
215 Pastor for the Mifflinburg Assembly of God Church located at 1001 Market Street, which reads as
216 follows:

217

218 Margaret (Mifflinburg Borough),

219

220 Thank you so much for helping us with the Carnival in Mifflinburg Park on June 10! We
221 had about 400-500 people from the community come out to enjoy free food, rides, games for
222 kids, a puppet show and more. We were also able to give out hundreds of Bibles and
223 devotionals to kids. We really appreciate your donation because there is no way our church
224 could reach so many people on our own.

225

226 We received feedback cards from parents to find out how we can further help people in the
227 community. In the coming weeks we will be contacting people (at their request) to help with
228 substance abuse/family support, couple's counseling, clothing care cards, Bibles for family
229 members, prayer for family & free drinks for kids' sports teams.

230

231 We also had a banner and signs with all our donors (including you) so people knew the
232 community businesses who helped make it a great day for everyone. In case you weren't able
233 to make it we wanted you to see some of what you helped make happen in our community
(pictures attached). God bless you & thank you!

234

235 In Christ,

236

237 Pastor Johnny Blake

238 Mifflinburg Assembly of God

239

240 Mrs. Metzger passed the 'Thank You' letter along with the attached pictures from Mr. Johnny Blake
241 around for Borough Council to see.

242

243 Mrs. Metzger informed Borough Council that the Borough has received a request from Mr. Johnny
244 Blake, Pastor for the Mifflinburg Assembly of God Church located at 1001 Market Street, to utilize the
245 Mifflinburg Community Park on Friday, June 9, 2023 from 4:00 PM to 8:00 PM to conduct their annual
246 Community Christian Carnival. A copy of the request has been included in the information tonight. The
247 Mifflinburg Assembly of God Church has already completed and submitted the required pavilion
248 reservation forms and paid the \$250.00 security deposit. Borough Council action is requested to approve
249 this request, contingent upon submission of the required certificate of insurance.

250

251 Motion by: Bradley M. Sauers

252 Second by: Jarred R.W. Fry

253

254 **MOTION: To approve the Mifflinburg Assembly of God Church's request to utilize the**
255 **Mifflinburg Community Park on Friday, June 9, 2023 from 4:00 PM to 8:00 PM to conduct their**
256 **annual Community Christian Carnival, contingent upon submission of the required certificate of**
257 **insurance.**

258

259 Approved via unanimous voice vote.

260 Mrs. Metzger informed Borough Council that the Borough has received a 2nd request from Mr. Johnny
261 Blake, Pastor for the Mifflinburg Assembly of God Church located at 1001 Market Street, which reads
262 as follows:

263
264 Mifflinburg Borough Council,

265 We are requesting approval to invite “Forgotten Friend Reptile Sanctuary” to the park for a
266 kids event in the future. We have not paid the deposit or picked a date yet, because we wanted
267 to ask your approval if it was even possible before making the final decisions on when and
268 where. They have performed for schools, churches, libraries, scouts, TV, etc. They have a
269 presentation that includes 15 snakes, lizards, turtles and crocs from around the world. In
270 addition to the live animals in their show, they bring along many touchable items that are on
271 loan to them through the US Fish and Wildlife Service. These items include real shells, eggs,
272 and skins from many exotic reptiles. The “touch table” at their events provides hands-on fun
273 for all ages! They are licensed to transport exotics through the Pennsylvania Department of
274 Agricultural and permitted to exhibit native protected species through the Pennsylvania Fish
275 and Boat Commission. Their insurance covers them wherever they travel, although they’ve
276 never needed to use it because safety is their first priority.

277 You can see a video at forgottenfriend.org/outreach.

278 Please feel free to call me at church or on my cell if you have any questions.

279 Thank you for your consideration.

280
281 In Christ,

282
283 Rev. Johnny Blake

284 Mifflinburg Assembly of God

285
286 A copy of the request has been included in the information tonight. Borough Council consideration is
287 requested to approve the concept of the Mifflinburg Assembly of God Church’s request to invite
288 “Forgotten Friend Reptile Sanctuary” to the Mifflinburg Community Park for a kids event in the future.
289 A lengthy discussion was held; it was the consensus of Borough Council to approve the concept of
290 holding the kids event in the future.

291
292 Mrs. Metzger reported that Borough Council action is requested to rehire/hire the following five (5)
293 employees for the 2022 Season at the Mifflinburg Community Park/Pool:

294
295 Rehires effective 5/28/2022

296 Mollie Bomgardner Kellen Beck Brady Wohlheiter

297
298 New hires

299 Delany Krause Dawson Dodge

300
301 Resignation effective 6/10/2022

302 Mason Bollinger

303
304 Borough Council action is requested to rehire/hire these individuals as recommended. Borough Council
305 action is also requested to accept the resignation of Mr. Mason Bollinger from his position as Assistant
306 Park Director at the Mifflinburg Community Park/Pool effective June 10, 2022.

307
308 Motion by: Matthew C. Wagner

309 Second by: Ellie K. Kreisher

310
311 **MOTION: To rehire Mollie Bomgardner, Kellen Beck, and Brady Wohlheiter for the 2022 Season**
312 **at the Mifflinburg Community Park/Pool effective May 28, 2022; to hire the Delany Krause and**
313 **Dawson Dodge for the 2022 Season at the Mifflinburg Community Park/Pool; and to accept the**
314 **resignation of Mr. Mason Bollinger from his position as Assistant Park Director at the**
315 **Mifflinburg Community Park/Pool effective June 10, 2022.**

316
317 Approved via unanimous voice vote.

318
319
320 A lengthy discussion was held regarding the cost for Swim Lessons and Pool rentals for the 2022 Season
321 at the Mifflinburg Community Park/Pool. Mrs. Metzger suggested that the cost for Swim Lessons be set
322 at \$75.00 per student per session and Pool Rentals be set at \$200.00 for 1.5 hours. Additionally, this
323 year a Swim Lessons Registration Form will be required to be completed for all students.

324

325 Motion by: Jarred R.W. Fry
326 Second by: Matthew C. Wagner

327
328 **MOTION: To set the cost for Pool Rentals for the 2022 Season at the Mifflinburg Community**
329 **Park/Pool at \$200.00 for 1.5 hours, with Pool Rentals being held 7:30 PM - 9:00 PM.**

330
331 Mrs. Kreisher stated that she thinks Pool Rentals should be held during the following two (2) timeslots:
332 7:30 PM - 9:00 PM or 8:00 PM - 9:30 PM.

333
334
335 Motion by: Jarred R.W. Fry
336 Second by: Matthew C. Wagner

337
338 **MOTION: To amend the previous motion to include “or 8:00 PM - 9:30 PM”.**

339
340 Yes – Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mr. R. Fry

341
342 No – None

343
344
345 Motion by: Ellie K. Kreisher
346 Second by: Jarred R.W. Fry

347
348 **MOTION: To set the cost for Swim Lessons for the 2022 Season at the Mifflinburg Community**
349 **Park/Pool at \$75.00 per student per session.**

350
351 Yes – Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. R. Fry

352
353 No – None

354
355
356 Mrs. Metzger provided Borough Council with an update on the status of the SR 45 and SR 104 Storm
357 Water Project.

358
359 Mr. Rowe provided Borough Council with an update on the status of the Borough Equipment Center
360 located at 6 Industrial Parkway and the Mifflinburg Hose Company Building located at 325 Chestnut
361 Street Renovation. Mr. Rowe reported that Yoder Builders, Inc. has submitted Change Order No. 2 in
362 the amount of \$745.00 for the General Contract for the Borough Equipment Center and the Mifflinburg
363 Hose Company Building Renovations. This change order amends the contract price to incorporate the
364 additional costs to make the following changes in this contract:

- 365
366 1. Change flooring in Borough “Locker Room, Bathroom & Breakroom”
367 to VCT with waxing being installed by the Borough. \$365.00
- 368
369 2. Remove existing Insulation in front wall of Locker Room & Break Room
370 replace with Kraft faced R19. \$380.00

371
372
373 A copy of the change order has been included in the information tonight. Anthony H. Visco Jr.
374 Architects has reviewed the change order and is recommending that Borough Council take action to
375 approve this change order.

376
377 Motion by: Bradley M. Sauers
378 Second by: Matthew C. Wagner

379
380 **MOTION: To approve Change Order No. 2 to Yoder Builders, Inc. for the General Contract for**
381 **the Borough Equipment Center and the Mifflinburg Hose Company Building Renovations in the**
382 **amount of \$745.00.**

383
384 Yes – Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. R. Fry

385
386 No – None

387
388

389 Mr. Rowe reported that Silvertip Inc. has submitted Payment Application No. 5 in the amount of
390 \$2,615.00 for the Plumbing Contract for the Borough Equipment Center and the Mifflinburg Hose
391 Company Building Renovations. A copy of the payment application has been included in the
392 information tonight. Anthony H. Visco Jr. Architects has reviewed the payment application and is
393 recommending that Borough Council take action to approve this payment application.

394
395 Motion by: Matthew C. Wagner

396 Second by: Bradley M. Sauers

397

398 **MOTION: To approve Payment Application No. 5 to Silvertip Inc. for the Plumbing Contract for**
399 **the Borough Equipment Center and the Mifflinburg Hose Company Building Renovations in the**
400 **amount of \$2,615.00.**

401

402 Yes – Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. R. Fry

403

404 No – None

405

406

407 Mr. Rowe reported that Silvertip Inc. has also submitted Payment Application No. 5 in the amount of
408 \$2,895.50 for the HVAC Contract for the Borough Equipment Center and the Mifflinburg Hose
409 Company Building Renovations. A copy of the payment application has been included in the
410 information tonight. Anthony H. Visco Jr. Architects has reviewed the payment application and is
411 recommending that Borough Council take action to approve this payment application.

412

413 Motion by: Matthew C. Wagner

414 Second by: Ellie K. Kreisher

415

416 **MOTION: To approve Payment Application No. 5 to Silvertip Inc. for the HVAC Contract for the**
417 **Borough Equipment Center and the Mifflinburg Hose Company Building Renovations in the**
418 **amount of \$2,895.50.**

419

420 Yes – Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mr. R. Fry

421

422 No – None

423

424

425 Mr. Rowe reported that KC Larson Inc. has submitted Payment Application No. 4 in the amount of
426 \$5,400.00 for the Electrical Contract for the Borough Equipment Center and the Mifflinburg Hose
427 Company Building Renovations. A copy of the payment application has been included in the
428 information tonight. Anthony H. Visco Jr. Architects has reviewed the payment application and is
429 recommending that Borough Council take action to approve this payment application. This payment
430 application has not been included on tonight's Council Agenda. Borough Council action is requested to
431 amend tonight's Council Agenda to include approval of this Payment Application.

432

433 Motion by: Ellie K. Kreisher

434 Second by: Bradley M. Sauers

435

436 **MOTION: To approve the amendment of the Tuesday, June 21, 2022 Borough Council Agenda to**
437 **include approval of Payment Application No. 4 from KC Larson for the Electrical Contract for**
438 **the Borough Equipment Center and the Mifflinburg Hose Company Building Renovations.**

439

440 Approved via unanimous voice vote.

441

442

443 Motion by: Matthew C. Wagner

444 Second by: Bradley M. Sauers

445

446 **MOTION: To approve Payment Application No. 4 to KC Larson Inc. for the Electrical Contract**
447 **for the Borough Equipment Center and the Mifflinburg Hose Company Building Renovations in**
448 **the amount of \$5,400.00.**

449

450 Yes – Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mr. R. Fry

451

452 No – None

453

454 Mr. Rowe reported that KC Larson Inc. has also submitted Payment Application No. 5 in the amount of
455 \$1,003.50 for the Electrical Contract for the Borough Equipment Center and the Mifflinburg Hose
456 Company Building Renovations. A copy of the payment application has been included in the
457 information tonight. Anthony H. Visco Jr. Architects has reviewed the payment application and is
458 recommending that Borough Council take action to approve this payment application.

459
460 Motion by: Bradley M. Sauers

461 Second by: Ellie K. Kreisher

462

463 **MOTION: To approve Payment Application No. 5 to KC Larson Inc. for the Electrical Contract**
464 **for the Borough Equipment Center and the Mifflinburg Hose Company Building Renovations in**
465 **the amount of \$1,003.50.**

466

467 Yes – Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. R. Fry

468

469 No – None

470

471

472 Mr. Rowe provided Borough Council with an update on the status of the Community Park and Third
473 Street Storm Water Project. Mr. Rowe reported that Gutelius Excavating, Inc. has submitted Payment
474 Application No. 2 in the amount of \$42,963.74 for the Community Park and Third Street Storm Water
475 Project. A copy of the payment application has been included in the information tonight. Borough
476 Council action is requested to approve this payment application.

477

478 Motion by: Bradley M. Sauers

479 Second by: Ellie K. Kreisher

480

481 **MOTION: To approve Payment Application 2 to Gutelius Excavating, Inc. for the Community**
482 **Park and Third Street Storm Water Project in the amount of \$42,963.74.**

483

484 Yes – Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. R. Fry

485

486 No – None

487

488

489 Mr. Rowe reported that Gutelius Excavating, Inc. has also submitted Change Order No. 1 for a price
490 decrease in the contract price of \$5,304.50, as well as Payment Application No. 3 in the amount of
491 \$8,232.93 for the Community Park and Third Street Storm Water Project. A copy of both the change
492 order and the payment application have been included in the information tonight. Both, the change order
493 and the payment application came in last minute and therefore, have not included on tonight's Council
494 Agenda. Borough Council action is requested to amend tonight's Council Agenda to include approval of
495 Change Order No. 1 and approval of Payment Application No. 3.

496

497 Motion by: Ellie K. Kreisher

498 Second by: Bradley M. Sauers

499

500 **MOTION: To approve the amendment of the Tuesday, June 21, 2022 Borough Council Agenda to**
501 **include approval of Change Order No. 1 to Gutelius Excavating, Inc. and approval of Payment**
502 **Application No. 3 to Gutelius Excavating, Inc. for the Community Park and Third Street Storm**
503 **Water Project.**

504

505 Approved via unanimous voice vote.

506

507

508 Mr. Rowe reported that Borough Council action is requested to approve Change Order No. 1 to Gutelius
509 Excavating, Inc. for a decrease in the contract price of \$5,304.50 for the Community Park and Third
510 Street Storm Water Project. This change order amends the contract price to rectify the contract
511 quantities to balance contract items.

512

513

514

515

516

517

518

519 Motion by: Ellie K. Kreisher
520 Second by: Bradley M. Sauers

521
522 **MOTION: To approve Change Order No. 1 to Gutelius Excavating, Inc. for the Community Park**
523 **and Third Street Storm Water Project for a decrease in the contract price of \$5,304.50.**

524
525 Yes – Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. R. Fry

526
527 No – None

528
529
530 Mr. Rowe reported that Borough Council action is requested to approve Payment Application No. 3 to
531 Gutelius Excavating, Inc. for the Community Park and Third Street Storm Water Project in the amount
532 of \$8,232.93.

533
534 Motion by: Ellie K. Kreisher
535 Second by: Bradley M. Sauers

536
537 **MOTION: To approve Payment Application 3 to Gutelius Excavating, Inc. for the Community**
538 **Park and Third Street Storm Water Project in the amount of \$8,232.93.**

539
540 Yes – Mrs. Hackenberg, Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mr. R. Fry

541
542 No – None

543
544
545 Mr. Rowe reported that Snyder Environmental Services, Inc. has submitted a Request Letter asking for
546 additional paving costs due to a miscalculation in their bidding process regarding the cost of the milling
547 and paving of both Hickory and High Street and the ever-increasing inflation of materials and fuel. A
548 copy of the Request Letter has been included in the information tonight. This matter was previously
549 discussed briefly at the Tuesday, June 7, 2022 Borough Work Session. Snyder Environmental Services,
550 Inc. are only able to bill for the total amount of \$21,750.00; however, Riteway Sealing & Paving's
551 invoice for the work was a total amount of \$61,100.00, giving Snyder Environmental Services, Inc. a
552 total Net loss of (\$39,350.00). Mr. Rowe stated that he doesn't feel Borough Council should authorize
553 any additional paving costs. Snyder Environmental Services, Inc. could have started the project earlier
554 in order to complete the project in 2021.

555
556 Mr. Burkhart recommended that Borough Council take formal action to reject the Request Letter from
557 Snyder Environmental Services, Inc. asking for additional paving costs in the amount of \$39,350.00.

558
559 Motion by: Jarred R.W. Fry
560 Second by: Ellie K. Kreisher

561
562 **MOTION: To reject the Request Letter from Snyder Environmental Services, Inc. asking for**
563 **additional paving costs in the amount of \$39,350.00.**

564
565 Yes – Mrs. Kreisher, Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mr. R. Fry

566
567 No – None

568
569
570 Mr. Rowe reported that Snyder Environmental Services, Inc. has submitted Payment Application No. 3
571 in the amount of \$20,662.50 for the Sanitary Sewer Main Replacement Project. A copy of the payment
572 application has been included in the information tonight. This payment application has not included on
573 tonight's Council Agenda. Borough Council action is requested to amend tonight's Council Agenda to
574 include approval of this payment application.

575
576 Motion by: Ellie K. Kreisher
577 Second by: Bradley M. Sauers

578
579 **MOTION: To approve the amendment of the Tuesday, June 21, 2022 Borough Council Agenda to**
580 **include approval of Payment Application No. 3 to Snyder Environmental Services, Inc. for the**
581 **Sanitary Sewer Main Replacement Project.**

582
583 Approved via unanimous voice vote.

584 Motion by: Bradley M. Sauers
585 Second by: Matthew C. Wagner

586

587 **MOTION: To approve Payment Application 3 to Snyder Environmental Services, Inc. for the**
588 **Sanitary Sewer Main Replacement Project in the amount of \$20,662.50.**

589

590 Yes – Mr. Sauers, Mr. Wagner, Mr. J. Fry, Mrs. Hackenberg, Mrs. Kreisher, Mr. R. Fry

591

592 No – None

593

594

595 Mr. Rowe reported that there was one (1) bid received for the Thompson Street Curbing Project;
596 however, the Engineer made a mistake and didn't advertise the bid. Borough Council action is requested
597 to reject the bids for the Thompson Street Curbing Project and seek advisement from the Solicitor during
598 executive session.

599

600 Motion by: Ellie K. Kreisher
601 Second by: Bradley M. Sauers

602

603 **MOTION: To reject the bids for the Thompson Street Curbing Project and seek advisement from**
604 **the Solicitor during executive session.**

605

606 Approved via unanimous voice vote.

607

608

609 Mr. Rowe requested Borough Council action to authorize Borough Management to submit an
610 Automated Red Light Enforcement (ARLE) Grant application for the 3rd and 4th Street Traffic Signals.

611

612 Motion by: Ellie K. Kreisher
613 Second by: Bradley M. Sauers

614

615 **MOTION: To authorize Borough Management to submit an Automated Red Light Enforcement**
616 **(ARLE) Grant application for the 3rd and 4th Street Traffic Signals.**

617

618 Approved via unanimous voice vote.

619

620

621 Mr. Rowe provided Borough Council with an update on the status of the sale of the Sewer Chemical
622 Feed Pumps. Mr. Rowe reminded Borough Council that they took action at the Tuesday, February 15,
623 2022 regular Borough Council meeting to authorize Borough Management to sell Sewer Chemical Feed
624 Pumps through Municibid. Mr. Rowe reported that Borough Management has placed the sale of the
625 Sewer Chemical Feed Pumps on Municibid. There were three (3) Sewer Chemical Feed Pumps that
626 were placed on Municibid for sale. The winning bidder for all three (3) pumps was one Mr. Ray A.
627 Walker, Jr. in the amount of \$500.00 for each pump. Borough Council action is requested to award the
628 bids for the sale of the Sewer Chemical pumps to Mr. Ray A. Walker, Jr. for a total bid amount of
629 \$1,500.00 for all three (3) pumps.

630

631 Motion by: Ellie K. Kreisher
632 Second by: Bradley M. Sauers

633

634 **MOTION: To award the sale of the three (3) Sewer Chemical Feed Pumps to Mr. Ray A. Walker,**
635 **Jr. for a total bid amount of \$1,500.00 for all three (3) pumps, pending a cash, certified check, or**
636 **bank check.**

637

638 Approved via unanimous voice vote.

639

640

641 Mrs. Metzger informed Borough Council that included in the information tonight they received a copy of
642 the Notice of Violation from the Pennsylvania Department of Environmental Protection (DEP) regarding
643 some sanitary sewer overflows events that occurred at the Borough's Wastewater Treatment Plant. DEP
644 will now be documenting all sanitary sewer overflows events. Mrs. Metzger clarified that this notice of
645 violation is neither an order nor any other final action of DEP. It neither imposes nor waives any
646 enforcement action available to the Department under any of its statutes.

647

648 Mr. Rowe informed Borough Council that they received a copy of the June 2022 Project Updates for the
649 Past 2 Weeks that he has prepared included in the information tonight.

650
651 Mr. Burkhart provided Borough Council with an updated on the status of the CFA Grant funded Master
652 Meter Installation Project.

653
654 Mrs. Kreisher inquired about the status of the Walnut Street Reconstruction Project. Mr. Rowe provided
655 Borough Council with an updated on the status of the Walnut Street Reconstruction Project.

656
657 Mrs. Metzger requested an executive session to discuss personnel matters, pending litigation, and for
658 Attorney Advisement.

659
660 Mayor Cooney informed Borough Council that they received a copy of the Monthly Police Department
661 Call Summary for May 2022 included in the information tonight.

662
663 Mayor Cooney presented Borough Council with the Public Safety Report for June 2022. A copy of the
664 Public Safety Report has been included in the information tonight.

665
666 Mayor Cooney provided Borough Council with an update on the status of the Mobile Food Vendor Pilot
667 Program. Mayor Cooney requested Borough Council consideration to remove this 24 hour parking
668 restriction from the Mifflinburg Mobile Food Vendor Pilot Program. Mayor Cooney stated that there are
669 locations in the Borough where it really doesn't matter for example: The YuM YuM Wagon is set up
670 behind Pelican's SnoBalls. The trailer is not on Borough property and it makes no sense for them to
671 drive the trailer away and bring it back every day when they can just leave the trailer sit there. A lengthy
672 discussion was held and subsequently action on this matter was deferred to allow Mrs. Metzger to locate
673 the actual wording within the Mifflinburg Mobile Food Vendor Pilot Program on the Borough website.

674
675 Mayor Cooney provided Borough Council with an update on the status of the safety requirements for the
676 Mifflinburg Buggy Museum's Buggy Day event.

677
678 Mayor Cooney reported that he and Chief Hackenburg will be meeting with Ms. Linda Skinner to review
679 the new race route for the Mifflinburg 4th of July 5k Race & Fun Run one last time.

680
681 Mayor Cooney reported that in accordance with § 6-4 "Use of Firearms and Other Weapons Restricted"
682 no person shall, at any place within the Borough of Mifflinburg:

- 683
684 (a) Fire or discharge any gun or other firearm, except in necessary defense of person or
685 property;
686 (b) Shoot with a slingshot;
687 (c) Make use of or shoot with any bow and arrow, except upon a shooting range approved by
688 the Mayor and the Chief of Police.

689
690 Mayor Cooney clarified that in the past, he has only ever approved one (1) shooting range within the
691 Borough of Mifflinburg because he tends to err on the side of safety. Mayor Cooney explained that there
692 was a gentleman out by the covered bridge who was shooting kind of parallel to the Buffalo Creek
693 towards the west and there was nothing located within 100 yards beyond that. Mayor Cooney informed
694 Borough Council that Mr. Matthew Nogle, a resident at 278 Walnut Street, is requesting that a shooting
695 range be approved in front of his garage. A lengthy discussion was held regarding; Mayor Cooney stated
696 that since he's not comfortable with this request, he will be denying the request.

697
698 Mrs. Metzger announced that she downloaded the Mifflinburg Mobile Food Vendor Pilot Program from
699 the Borough website and in accordance with the Required Information on the Permit Application,
700 vehicles may not remain parked in any one location for more than 24 hours. Borough Council action is
701 requested to remove this restriction.

702
703 Motion by: Ellie K. Kreisher
704 Second by: Jarred R.W. Fry

705
706 **MOTION: To remove "vehicles may not remain parked in any one location for more than 24**
707 **hours" restriction from the Mifflinburg Mobile Food Vendor Pilot Program.**

708
709 Approved via unanimous voice vote.

710
711

712 Chief Hackenburg provided Borough Council with an update on the status of park safety and police
713 presence at the Mifflinburg Community Park. Chief Hackenburg informed Borough Council that
714 included in the information tonight they received a spreadsheet title Community Park – 2022 Patrols
715 which lists the incidents as well as normal patrols at the Mifflinburg Community Park since April 2022.
716

717 Chief Hackenburg presented Borough Council with some Monthly Highlights for the Mifflinburg Police
718 Department for June 2022.
719

720 Chief Hackenburg requested an executive session to discuss personnel matters.
721

722 Mayor Cooney informed Borough Council that he participated in or will be participating in the following
723 meetings or events:
724

- 725 • The Union County Veterans' 4th of July Parade is scheduled for Saturday, June 25, 2022.
726 Mayor Cooney announced that he will be judging floats with Mayor Alvarez, the Mayor of
727 Lewisburg, and they will award the first Thomas Reimensnyder Patriotism Award.
- 728 • A ribbon cutting at Weis Markets, located at 65 Meadow Green Drive, will be held next
729 week in celebration of the extensive renovation and reopening of the Mifflinburg store.
- 730 • A concert is scheduled to be held at the Mifflinburg Community Park on Thursday, June 23,
731 2022. Mark Alexander will be performing, with the Mifflinburg High School Track Team
732 proving food during the event.
733

734

735 Motion by: Bradley M. Sauers

736 Second by: Matthew C. Wagner
737

738 **MOTION: To enter into executive session at 8:15 PM.**
739

740 Approved via unanimous voice vote.
741

742

743 Motion by: Matthew C. Wagner

744 Second by: Ellie K. Kreisher
745

746 **MOTION: To reconvene the meeting at 9:59 PM.**
747

748 Approved via unanimous voice vote.
749

750

751 Motion by: Ellie K. Kreisher

752 Second by: Bradley M. Sauers
753

754 **MOTION: To decline the Union's settlement offer and re-issue the original settlement offer to**
755 **Officer Jackson Stroup and the Union as final offer.**
756

757

758 Approved via unanimous voice vote.
759

760

761 Motion by: Ellie K. Kreisher

762 Second by: Matthew C. Wagner
763

764 **MOTION: To increase Park/Pool Director, Molly Kerstetter's salary for an additional \$1,000.00 to**
765 **be issued in full at the end of July, with a second payment of \$1,000.00 at end of August based on**
766 **performance.**
767

768

769 Approved via unanimous voice vote.
770

771

772 Motion by: Ellie K. Kreisher

773 Second by: Bradley M. Sauers
774

775 **MOTION: To authorize that a Special Council meeting be scheduled for Tuesday, July 5, 2022.**
776

777

778 Approved via unanimous voice vote.
779

780

777 Motion by: Matthew C. Wagner

778 Second by: Bradley M. Sauer

779

780 **MOTION: To adjourn the Mifflinburg Borough Council meeting.**

781

782 Approved via unanimous voice vote.

783

784

785 Meeting adjourned at 10:03 PM

786

787

788 Respectfully Submitted,

789

790

791 Misty L. Ross

792 Assistant Borough Secretary